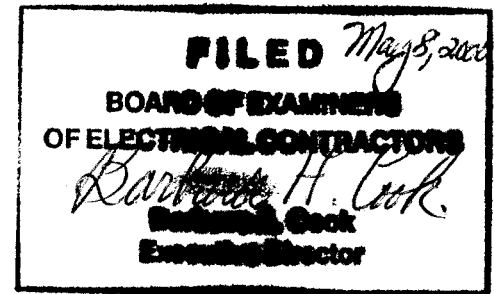


JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY
Division of Law 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101
Attorney for New Jersey State Board
of Examiners of Electrical Contractors

By: Susan Carboni
Deputy Attorney General
Tel. (973) 648-2894



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF EXAMINERS OF
ELECTRICAL CONTRACTORS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

ROBERT F. KERSELLIUS
License No. 7271

TO ENGAGE IN ELECTRICAL
CONTRACTING IN THE STATE
OF NEW JERSEY

Administrative Action

PROVISIONAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Examiners of Electrical Contractors upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed electrical contractor in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On November 16, 1999, respondent appeared before the Board to assist it with an investigation of a consumer complaint against respondent.
3. Respondent was directed by the Board at that time to forward to it certain records relating to the complaint.
4. On December 8, 1999, a letter was sent to respondent by the Board which was received by respondent on December 13, 1999, according to the return receipt accompanying the letter. In this letter, respondent was again instructed to forward the same records to the Board.
5. On January 11, 2000, a letter was sent to respondent by the Board which was received on January 14, 2000, according to the return receipt accompanying the letter. In this letter, respondent was reminded of his duty as a licensee of the Board to cooperate with Board investigations, pursuant to N.J.A.C. 13:45C-1.2, and again directed to forward the requested records to the Board.
6. Respondent did not respond to the Board's request.

CONCLUSIONS OF LAW

1. The facts as stated supra demonstrate clearly that respondent has failed to cooperate with an investigation of the Board, in violation of N.J.A.C. 13:45C-1.2.
2. Respondent is subject to sanctions pursuant to N.J.S.A. 45:1-21(h), in that he failed to comply with an act or regulation administered by the Board.

ACCORDINGLY, IT IS on this 3 day of May, 2000,
ORDERED that:

1. Respondent is hereby assessed a civil penalty in the amount of \$1000.00, \$500 to be permanently stayed if respondent complies with the Board's direction in paragraph 2 below within ten days of receipt of this Order.

2. Respondent is to forward to the Board a written description of the actual work he performed for Mr. Brown after February 28, 1997; a list of the materials used for the job, and their cost, including any records respondent may possess indicating the cost of such items; and a copy of any workers compensation policy in effect covering respondent and his employee, "Ben," during the period when respondent was actually working for Mr. Brown, i.e., in February and March of 1997. If respondent is unable to provide the information requested, he is to provide a written explanation to the Board as to why he cannot. Respondent's forwarding of these materials to the Board within ten days of receipt of this Order will limit respondent's civil penalty for failure to cooperate to \$500.00.

3. The within Order shall be subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to Barbara Cook, Executive Director, State Board of Examiners of Electrical Contractors, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

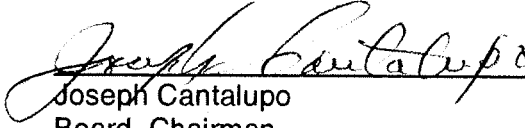
c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor, or any evidence or arguments in mitigation of the penalty.

4. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised

through the submission by respondent during the thirty-day period, or if the Board is not persuaded that submitted materials merit further consideration, a Final Order of Discipline will be entered.

5. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceeding.

NEW JERSEY STATE BOARD OF EXAMINERS
OF ELECTRICAL CONTRACTORS

By:  _____
Joseph Cantalupo
Board Chairman